# SUPREME COURT MINUTES FRIDAY, FEBRUARY 21, 2020 SAN FRANCISCO, CALIFORNIA

### S259593

SIMPICH, JR., ON DISCIPLINE

Recommended discipline imposed

The court orders that WILLIAM MORRIS SIMPICH, JR. (Respondent), State Bar Number 106672, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 29, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on October 29, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with Respondent's annual fees for each of the years 2021 and 2022. If Respondent fails to pay any installment as described above, or as may be modified in writing by the State Bar or the State Bar Court, the remaining balance is due and payable immediately.

S259595

WISEBLOOD ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that DAVID MARVIN WISEBLOOD (Respondent), State Bar Number 115312, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### S259596

### WINTHROP ON DISCIPLINE

Recommended discipline imposed

The court orders that REID ADAM WINTHROP (Respondent), State Bar Number 223527, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in Decision filed on October 29, 2019; and
- 2. At the expiration of the period of probation, if Respondent has complied with the terms of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on October 29, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### S259608

## SINGH ON DISCIPLINE

Recommended discipline imposed

The court orders that ROOH SINGH (Respondent), State Bar Number 298374, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 30 days of probation (with credit given for the period of interim suspension which commenced on September 9, 2019).
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 23, 2019.
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on October 23, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### S259611

### **NGUYEN ON DISCIPLINE**

Recommended discipline imposed

The court orders that MARY XINH NGUYEN (Respondent), State Bar Number 204461, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 30 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on October 9, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Decision filed on October 9, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### S259612

### **BARATTA ON DISCIPLINE**

Recommended discipline imposed

The court orders that JAMES PAUL BARATTA (Respondent), State Bar Number 292848, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for a minimum of the first two years of probation (with credit given for the period of interim suspension which commenced on September 24, 2018, and terminated on June 21, 2019), and Respondent will remain suspended until providing proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 10, 2019.
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions

of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on October 10, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension. Respondent must also maintain the records of compliance as required by the conditions of probation.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

#### S259613

### **CULLAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that JOSEPH PATRICK CULLAN (Respondent), State Bar Number 212209, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

- 1. Respondent must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 22, 2019; and
- 2. At the expiration of the period of probation, if Respondent has complied with the terms of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on October 22, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### HELFAND ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that STEVEN FRANKLYN HELFAND (Respondent), State Bar Number 206667, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

#### S259615

#### Leboeuf on discipline

Recommended discipline imposed: disbarred

The court orders that JACQUES BERNARD LeBOEUF (Respondent), State Bar Number 163579, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

#### S259784

### SPECKMAN ON DISCIPLINE

Recommended discipline imposed

The court orders that DAVID LEON SPECKMAN (Respondent), State Bar Number 178180, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 90 days of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on October 29, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Review Department in its Opinion filed on October 29, 2019. Failure to do so may result in suspension. (Cal. Rules

of Court, rule 9.10(b).)

Respondent must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension. Respondent must also maintain the records of compliance as required by the conditions of probation.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### S259791

### **COHEN ON DISCIPLINE**

Recommended discipline imposed

The court orders that LOTTIE WOLFE COHEN (Respondent), State Bar Number 94674, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and Respondent is placed on probation for one year subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first six months of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on October 25, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Review Department in its Opinion filed on October 25, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Respondent must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension. Respondent must also maintain the records of compliance as required by the conditions of probation.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### PORTALES ON DISCIPLINE

Recommended discipline imposed

The court orders that ELIAS FRANCISCO PORTALES (Respondent), State Bar Number 230402, is suspended from the practice of law in California for five years, execution of that period of suspension is stayed, and Respondent is placed on probation for five years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for a minimum of the first three years of probation (with credit given for the period of inactive enrollment commencing April 2, 2018 (Bus. & Prof. Code, § 6233)), and Respondent will remain suspended until Respondent provides proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on October 22, 2019.
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension. Respondent must also maintain the records of compliance as required by the conditions of probation. Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### S259859

# **VINZANT ON DISCIPLINE**

Recommended discipline imposed

The court orders that DAYLE A. VINZANT (Respondent), State Bar Number 195174, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and Respondent is placed on probation for three years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first six months of probation (with credit given for the period of interim suspension which commenced on November 7, 2016, and terminated on March 15, 2018);
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on November 5, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department

in its Decision filed on November 5, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### S259862

ARSHAWSKY ON DISCIPLINE

Recommended discipline imposed

The court orders that JOSEPH ARSHAWSKY (Respondent), State Bar Number 135891, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first six months of probation (with credit given for the period of interim suspension which commenced on July 29, 2019);
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 28, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be terminated.

Respondent must provide to the State Bar's Office of Probation proof of taking and passing the Multistate Professional Responsibility Examination as recommended by the Hearing Department in its Order Approving Stipulation filed on October 28, 2019. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

#### S259914

**EILENBERG ON DISCIPLINE** 

Recommended discipline imposed

The court orders that BENJAMIN A. EILENBERG (Respondent), State Bar Number 261288, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and Respondent is placed on probation for two years subject to the following conditions:

- 1. Respondent is suspended from the practice of law for the first 18 months of probation;
- 2. Respondent must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on October 17, 2019; and
- 3. At the expiration of the period of probation, if Respondent has complied with all conditions of probation, the period of stayed suspension will be satisfied, and that suspension will be

terminated.

Respondent must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension. Respondent must also maintain the records of compliance as required by the conditions of probation.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

### S259921

### **EPSTEIN ON DISCPLINE**

Recommended discipline imposed: disbarred

The court orders that MICHAEL SAMUEL EPSTEIN (Respondent), State Bar Number 176885, is disbarred from the practice of law in California and that Respondent's name is stricken from the roll of attorneys.

Respondent must comply with California Rules of Court, rule 9.20 and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

## S260749

### **BULLIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PAUL ARTHUR BULLIS, State Bar Number 106692, as an attorney of the State Bar of California is accepted.

S260750

CHARTOVE ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of ALEX CHARTOVE, State Bar Number 93624, as an attorney of the State Bar of California is accepted.

# **COWAN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GEORGE THOMAS COWAN, State Bar Number 202273, as an attorney of the State Bar of California is accepted.

S260752

FINK ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of ANTHONY JAMES FINK, State Bar Number 105715, as an attorney of the State Bar of California is accepted.

S260753

HAWKINS ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of LAURA TRACY HAWKINS, State Bar Number 124249, as an attorney of the State Bar of California is accepted.

S260754

LANGFORD ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of DONALD RAYMOND LANGFORD, State Bar Number 181408, as an attorney of the State Bar of California is accepted.

S260755

PANGBURN, JR., ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM DEAN PANGBURN, JR., State Bar Number 57964, as an attorney of the State Bar of California is accepted.

S260757

SCHAEFER ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of FREDERIC L. SCHAEFER, State Bar Number 37680, as an attorney of the State Bar of California is accepted.

# SPOSATO ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of MICHAEL GABRIEL SPOSATO, State Bar Number 179817, as an attorney of the State Bar of California is accepted.

S260759

WIDDIFIELD ON RESIGNATION

Voluntary resignation accepted

The court orders that the voluntary resignation of ANN MIGDEN WIDDIFIELD, State Bar Number 130049, as an attorney of the State Bar of California is accepted.